

REMARKS

Claims 1-6, 8, and 10-14 were pending in the present application. Claims 4 and 10 have been amended herein, support for which can be found throughout the specification. No new matter has been added. Upon entry of the present amendment, claims 1-6, 8, and 10-14 will remain pending.

As a preliminary matter, Applicant thanks the Examiner for indicating that claims 1-3, 6 and 12-14 are allowed (see "Office Action Summary").

I. The Claimed Invention Is Sufficiently Enabled

Claim 10 is rejected under 35 U.S.C. §112, first paragraph as allegedly failing to provide an enabling disclosure. The Office mistakenly asserts that it would require undue experimentation for one skilled in the art to practice the claimed invention in regard to indications other than obesity, bulimia, and extended abuse, addiction and/or relapse disorders. Although Applicant respectfully disagrees with the reasoning set forth in the Office Action, solely to advance prosecution, claim 10 has been amended to recite "obesity, bulimia, and extended abuse, addiction and/or relapse disorders." Accordingly, Applicant respectfully requests that the rejection under 35 U.S.C. §112, first paragraph be withdrawn.

II. The Claims Are Clear And Definite

Claims 4, 5, 8, 10 and 11 are rejected under 35 U.S.C. §112, second paragraph, as allegedly being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. The Office objects to the term "azolactonyl" recited in claim 4 and to the phrase "epilepsy, and related conditions" recited in claim 10. Although Applicant submits that the term and phrase are clear and definite, solely to advance prosecution, claim 4 has been amended to delete recitation of "azolactonyl" and claim 10 has been amended to delete the phrase "epilepsy, and related conditions." Accordingly, Applicant respectfully requests that the rejection under 35 U.S.C. §112, second paragraph be withdrawn.

III. Conclusion

In view of the foregoing, Applicant respectfully submit that all pending claims are in condition for allowance. An early notice of the same is earnestly solicited. The Office is invited to contact Applicant's undersigned representative at (610) 640-7859 if there are any questions regarding Applicant's claimed invention.

The Commissioner is hereby authorized to debit any underpayment of fee due or credit any overpayment to Deposit Account No. 50-0436.

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